

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

EVANGELINE MARQUEZ,  
Personal Representative to the Estate of  
MICHAEL MATTIS, deceased,

Plaintiff,

vs.

No. CIV 16-1259 JB/SCY

THE GEO GROUP, INC., PHIL ARAGON,  
CYNTHIA LOSE, REBECCA CHAVEZ,  
ANDREW KOWALKOWSKI, JANICE  
RYE, JOYCE ULIBARRI, TINA BACHICHA,  
and CORIZON HEALTH, INC.,

Defendants.

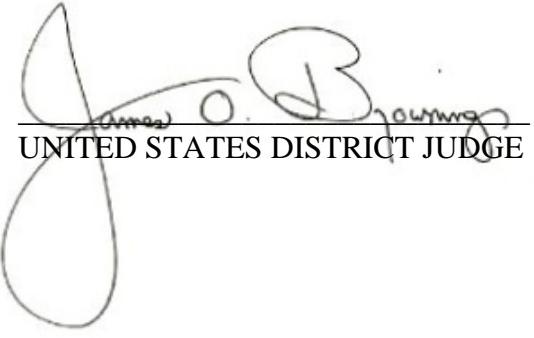
**ORDER**<sup>1</sup>

**THIS MATTER** comes before the Court on Defendant Andrew Kowalkowski, M.D.'s Motion for Partial Summary Judgment and Supporting Brief, filed May 5, 2017 (Doc. 25) ("Motion"). The Court held a hearing on March 29, 2018. For the reasons that the Court stated on the record at the hearing, the Court will grant the Motion in part. The Court concludes that Defendant Dr. Andrew Kowalkowski is entitled to qualified immunity. The stay of discovery is lifted.

**IT IS ORDERED** that: (i) the requests in Defendant Andrew Kowalkowski, M.D.'s Motion for Partial Summary Judgment and Supporting Brief, filed May 5, 2017 (Doc. 25), are granted in part; (ii) Defendant Dr. Andrew Kowalkowski is granted qualified immunity; and (iii) the stay of discovery is lifted.

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<sup>1</sup>The Order disposes of Defendant Andrew Kowalkowski, M.D.'s Motion for Partial Summary Judgment and Supporting Brief, filed May 5, 2017 (Doc. 25). The Court will, however, issue a Memorandum Opinion at a later date more fully detailing its rationale for this decision.



UNITED STATES DISTRICT JUDGE

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